

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

**James C. Sherrod
Plaintiff**

CIVIL ACTION NO. 04-208 ERIE
Magistrate Judge Susan Paradise Baxter

vs.

JURY TRIAL DEMAND

**Booker T. Washington Center
Defendant**

ORDER

AND NOW, after consideration of Defendant Booker T. Washington Center's Motion for Summary Judgment, it is hereby ORDERED, ADJUDGED AND DECREED that said Motion is hereby Denied, as there are as a matter of law material facts in dispute.

FOR THE COURT

Susan Paradise Baxter, Magistrate Judge